

commissioner shall provide adequate notice of such hearings and encourage participation by all citizens in this state. The commissioner shall make an accurate record or summary of each meeting and provide a complete report to the general assembly no later than January 20, 1993, concerning the proceedings.

Sec. 42. Section 507.13, Code 1991, is repealed.

Sec. 43. Section 40 of this Act, as it amends section 521A.5, subsection 3, Code Supplement 1991, is effective October 31, 1993.

Approved April 22, 1992

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## CHAPTER 1118

### CITIES SUBJECT TO CIVIL SERVICE

*S.F. 2293*

**AN ACT** relating to cities subject to civil service.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. Section 400.1, Code 1991, is amended to read as follows:

#### 400.1 APPOINTMENT OF COMMISSIONER.

In cities having a population of eight thousand or over, having a paid fire department or a paid police department, the mayor, one year after each regular municipal election, with the approval of the council, shall appoint three civil service commissioners who shall hold office, one until the first Monday in April of the second year, one until the first Monday in April of the fourth year, and one until the first Monday in April of the sixth year after such appointment, whose successors shall be appointed for a term of six years.

For the purpose of determining the population of a city under this section, the federal census conducted in 1980 shall be used. This paragraph is void effective July 1, 2001.

Approved April 22, 1992

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## CHAPTER 1119

### HEALTH CARE COVERAGE FOR WELL-BABY CARE

*H.F. 2158*

**AN ACT** relating to group accident and sickness insurance, group nonprofit health service plans, and prepaid group plans of health maintenance organizations by mandating inclusion of newborn infant coverage for treatment, including routine well-baby care, under certain circumstances.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. **NEW SECTION.** 514H.7A COMMISSIONER'S AUTHORITY.

1. Upon the commissioner's determination under section 514H.7, subsection 1, paragraph "b", to include well-baby care in basic benefit coverage policies, the commissioner shall do all of the following:

- a. With all due diligence adopt by rule requirements for the general provision of coverage for benefits for routine well-baby care.
  - b. Adopt by rule the time period, as determined by the commissioner to be appropriate, for which well-baby care shall be provided.
  - c. Apply the requirement for coverage to all appropriate entities providing group or employee health care benefits under the jurisdiction of the commissioner.
2. In determining the requirements under subsection 1 the commissioner shall consider all of the following:
- a. The costs versus corresponding benefits of such coverage.
  - b. Normally anticipated health problems and recommended routine preventive care.
  - c. Continuity of coverage for any congenital defects and birth abnormalities,\* injuries, or illnesses arising within the well-baby coverage period.

Approved April 22, 1992

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## CHAPTER 1120

### WORKERS' COMPENSATION DISPUTES REGARDING HEALTH SERVICE CHARGES *H.F. 2165*

**AN ACT** relating to disputes regarding health service charges in workers' compensation cases.

*Be It Enacted by the General Assembly of the State of Iowa:*

Section 1. Section 85.27, unnumbered paragraph 3, Code 1991, is amended to read as follows:  
Charges Notwithstanding section 85.26, subsection 4, charges believed to be excessive or unnecessary may be referred by the employer, insurance carrier, or health service provider to the industrial commissioner for determination, and the commissioner may, in connection therewith, utilize the procedures provided in sections 86.38 and 86.39, or set by rule, and conduct such inquiry as the commissioner shall deem necessary. Any health service provider charges not in dispute shall be paid directly to the health service provider prior to utilization of procedures provided in sections 86.38 and 86.39 or set by rule. Any institution or person A health service provider rendering treatment to an employee whose injury is compensable under this section agrees to be bound by such charges as allowed by the industrial commissioner and shall not recover in law or equity any amount in excess of that charges set by the commissioner. When a dispute under chapter 85 regarding reasonableness of a fee for medical services arises between a health service provider and an employer or insurance carrier, the health service provider, employer, or insurance carrier shall not seek payment from the injured employee.

Approved April 22, 1992

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\*According to enrolled Act